



Practitioner's Docket No. 1062/D41

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re application of: David E. Altobelli, Larry B. Gray and Derek G. Kane

Application No.: 10/675,278

Group No.: 2463

Filed: 09/30/2003

Examiner: Punnoose, Roy M

For: Detection System and Method for Aerosol Delivery

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

AMENDMENT TRANSMITTAL

1. Transmitted herewith is an amendment for this application.

STATUS

2. Applicant is other than a small entity.

EXTENSION OF TERM

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

**CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10\***

*(When using Express Mail, the Express Mail label number is mandatory;  
Express Mail certification is optional.)*

I hereby certify that, on the date shown below, this correspondence is being:

**MAILING**

☒ deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

**37 C.F.R. § 1.8(a)**

☒ with sufficient postage as first class mail.

**37 C.F.R. § 1.10\***

☐ as "Express Mail Post Office to Addressee"

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**TRANSMISSION**

☐ facsimile transmitted to the Patent and Trademark Office, (703) \_\_\_\_\_

  
Signature

Date: December 5, 2005

Samuel J. Petuchowski

*(type or print name of person certifying)*

*\* Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.*

### FEE FOR CLAIMS

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

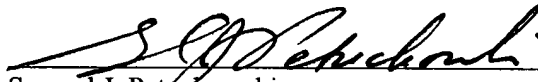
	(Col. 1)	(Col. 2)	(Col. 3)	OTHER THAN A SMALL ENTITY			
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDIT. FEE		
TOTAL	45	— 45	= 0	x \$ 50.00	= \$	0.00	
INDEP.	8	— 8	= 0	x \$ 200.00	= \$	0.00	
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				+ \$ 0.00	= \$	0.00	
				TOTAL ADDIT. FEE	\$	0.00	

No additional fee for claims is required.

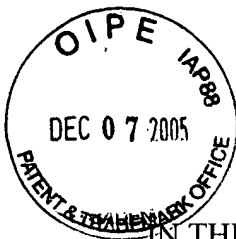
### FEE DEFICIENCY

5. If an extension and/or fee is required, charge Account No. 19-4972.

Date: December 5, 2005

  
Samuel J. Petuchowski  
BROMBERG & SUNSTEIN LLP  
125 Summer Street  
Boston, MA 02110-1618  
US

01062/00D41 450574.1



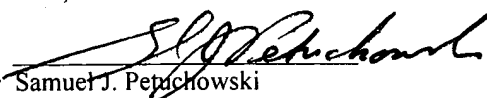
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Altobelli	Att'y Docket:	1062/D41
Serial No:	10/675,278	Conf. No.	5463
Date Filed:	September 30, 2003	Art Unit:	2877
Customer No.:	02101	Examiner:	Punnoose, Roy, M.
Invention:	<b>Detection System and Method for Aerosol Delivery</b>		

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**Certificate of Mailing**

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Samuel J. Petuchowski

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Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO THE OFFICE ACTION OF NOVEMBER 21, 2005**

Dear Sir:

In response to the Office Action dated November 21, 2005, Applicants submit the following amendments and election of species.

**Amendments to the Specification** are provided on page 2 of this paper.

**A Listing of Claims** begins on page 3 of this paper.

**Remarks** begin on page 11 of this paper.